

HOUSE BILL 31

L2

EMERGENCY BILL
(PRE-FILED)

2lr0826

By: **Delegate Cluster**

Requested: November 1, 2011

Introduced and read first time: January 11, 2012

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County Revenue Authority – Sale of Property**

3 FOR the purpose of making a certain conveyance, sale, or transfer of a certain project
4 or part thereof, or a certain property or interest therein, by the Baltimore
5 County Revenue Authority subject to the prior approval of the Baltimore
6 County Council; making this Act an emergency measure; and generally relating
7 to the conveyance, sale, or transfer of any project or property by the Baltimore
8 County Revenue Authority.

9 BY repealing and reenacting, without amendments,
10 The Public Local Laws of Baltimore County
11 Section 9–1–101(a), (b), (f), (k), (l), and (m)
12 Article 3 – Public Local Laws of Maryland
13 (2003 Edition and September 2011 Supplement, as amended)

14 BY repealing and reenacting, with amendments,
15 The Public Local Laws of Baltimore County
16 Section 9–1–104(b)(4)(iii)
17 Article 3 – Public Local Laws of Maryland
18 (2003 Edition and September 2011 Supplement, as amended)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article 3 – Baltimore County**

22 9–1–101.

23 (a) The following words, terms, and phrases, when used in this article, shall
24 have the meanings ascribed to them in this section.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) "Authority" means the Baltimore County Revenue Authority created by
2 this article.

3 (f) "County" means the body politic and corporate of the state known as
4 Baltimore County, Maryland.

5 (k) "Person" means and includes natural persons, firms, associations,
6 corporations, business trusts, partnerships, and public bodies.

7 (l) "Project" means any structure, facility, or undertaking or any
8 combination thereof of a similar class or character which the authority is authorized to
9 construct, improve, equip, furnish, maintain, acquire, or operate under the provisions
10 of this article.

11 (m) "State" means the State of Maryland.

12 9-1-104.

13 (b) The authority is hereby granted and shall have and may exercise all
14 powers necessary or convenient for the carrying out of the aforesaid purposes,
15 including, but without limiting the generality of the foregoing, the following rights and
16 powers:

17 (4) (iii) **[To] SUBJECT TO THE PRIOR APPROVAL OF THE**
18 **COUNTY COUNCIL, TO** sell, transfer, and convey to the state or to the county or to
19 any political subdivision thereof or to any person any project or any part thereof at any
20 time constructed by the authority, whether wholly or partially completed, and any
21 property, real, personal or mixed, tangible or intangible, or any interest therein, at
22 any time acquired by the authority if:

23 1. The conveyance, sale, or transfer first is offered to the
24 county for its acceptance or rejection;

25 2. The disposition has been advertised once a week for
26 three (3) successive weeks in one (1) or more newspapers of general circulation
27 published in the county, stating the terms and the compensation to be received; and

28 3. In the case of real property, notice is posted before
29 any conveyance, sale, or transfer in a conspicuous location on the property site for:

30 A. At least thirty (30) days; and

31 B. Throughout the period that the newspaper
32 advertisement runs.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
2 measure, is necessary for the immediate preservation of the public health or safety,
3 has been passed by a yea and nay vote supported by three-fifths of all the members
4 elected to each of the two Houses of the General Assembly, and shall take effect from
5 the date it is enacted.